

**FILED**

MAR 14 2013

CLERK, U.S. DISTRICT COURT  
DISTRICT OF NEVADA

BY \_\_\_\_\_ DEPUTY

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSEPH POBLETE,

Defendant.

2:11-CR-189-RLH-(VCF)

**PRELIMINARY ORDER OF FORFEITURE**

This Court finds that on January 7, 2013, defendant JOSEPH POBLETE pled guilty to Count One of a One-Count Criminal Indictment charging him with Felon in Possession of a Firearm, in violation of Title 18, United States Code, Section 922(g)(1). Criminal Indictment, ECF No. 1.

This Court finds defendant JOSEPH POBLETE agreed to the forfeiture of the property set forth in Forfeiture Allegation of the Criminal Indictment and the Plea Memorandum. Criminal Indictment, ECF No. 1.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Forfeiture Allegation of the Criminal Indictment and agreed to in the Plea Memorandum and the offense to which defendant JOSEPH POBLETE pled guilty.

The following assets are subject to forfeiture pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c):

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- 1           a.     Bersa, Model Mini 9 FireStorm, 9mm handgun, bearing serial number 610997;  
2                     and  
3           b.     any and all ammunition (property).

4           NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the  
5     United States of America should seize the aforementioned property.

6           IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of  
7     JOSEPH POBLETE in the aforementioned property is forfeited and is vested in the United States  
8     of America and shall be safely held by the United States of America until further order of the Court.

9           IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America  
10    shall publish for at least thirty (30) consecutive days on the official internet government forfeiture  
11    website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state  
12    the time under the applicable statute when a petition contesting the forfeiture must be filed, and state  
13    the name and contact information for the government attorney to be served with the petition,  
14    pursuant to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

15          IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed  
16    with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101.

17          IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,  
18    shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the  
19    following address at the time of filing:

20               Michael Humphreys  
21               Assistant United States Attorney  
22               Lloyd D. George United States Courthouse  
23               333 Las Vegas Boulevard South, Suite 5000  
24               Las Vegas, Nevada 89101

25    ...

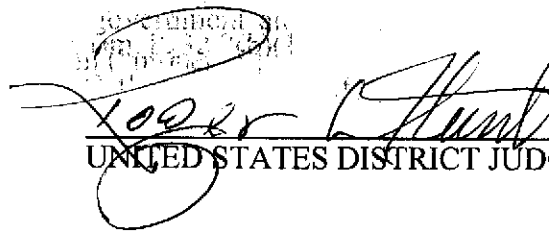
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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein  
2 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency  
3 following publication of notice of seizure and intent to administratively forfeit the above-described  
4 property.

5 DATED this 14 day of March, 2013.

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UNITED STATES DISTRICT JUDGE